Equivalent of Form PTC/SB/06A (09-06)
Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

2400.0470000/RWE/L-Z

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number Substitute for form 1449/PTO Complete if Known Application Number 10/582,134 SECOND SUPPLEMENTAL 371(c) Date June 8, 2006 INFORMATION DISCLOSURE First Named Inventor ANDERSCH, Wolfram STATEMENT BY APPLICANT Art Unit 1616 (Use as many sheets as necessary) Chui, Mei Ping Examiner Name

Attorney Docket Number

|                       |              |   | U.S. PATENT DO   |                             |  |  |
|-----------------------|--------------|---|------------------|-----------------------------|--|--|
| Examiner<br>Initials* | Cite<br>No.1 | Document Number                         | Publication Date | Name of Patentee or         | Pages, Columns, Lines,                               |  |
|                       | NO.          | Number-Kind Code <sup>2 (IFKnown)</sup> | MM-DD-YYYY       | Applicant of Cited Document | Where Relevant Passages<br>or Relevant Figures Appea |  |
| /H.C./                | US8          | 6,306,414 B1                            | 10/23/2001       | Koike                       |  |  |
|                       | US9          | 6,479,542 B2                            | 11/12/2002       | Sembo et al.                |  |  |
|                       | US10         | 2005/0009883 A1                         | 01/13/2005       | Uhr et al.                  |  |  |
|                       | US11         | 2006/0004070 A1                         | 01/05/2006       | Wachendorff-Neumann et al.  |  |  |
|                       | US12         | 2006/0035942 A1                         | 02/16/2006       | Wachendorff-Neumann et al.  |  |  |
|                       | US13         | 2006/0276342 A1                         | 12/07/2006       | Krahmer et al.              |  |  |
|                       | US14         | 2007/0037799 A1                         | 02/15/2007       | Dahmen et al.               |  |  |
|                       | US15         | 2007/0054804 A1                         | 03/08/2007       | Suty-Heinze                 |  |  |
|                       | US16         | 2007/0078171 A1                         | 04/05/2007       | Andersch et al.             |  |  |
|                       | US17         | 2007/0142327 A1                         | 06/21/2007       | Funke et al.                |  |  |
|                       | US18         | 2007/0203025 A1                         | 08/30/2007       | Bickers et al.              |  |  |
|                       | US19         | 2007/0213396 A1                         | 09/13/2007       | Thielert et al.             |  |  |
|                       | US20         | 2007/0232598 A1                         | 10/04/2007       | Funke et al.                |  |  |
|                       | US21         | 2007/0270416 A1                         | 11/22/2007       | Funke et al.                |  |  |
|                       | US22         | 2008/0027114 A1                         | 01/31/2008       | Funke et al.                |  |  |
|                       | US23         | 2008/0070863 A1                         | 03/20/2008       | Funke et al.                |  |  |
|                       | US24         | 2008/0261811 A1                         | 10/23/2008       | Krohn et al.                |  |  |
|                       | US25         | 2008/0269051 A1                         | 10/30/2008       | Suty-Heinze et al.          |  |  |
|                       | US26         | 2008/0269263 A1                         | 10/30/2008       | Dahmen et al.               |  |  |
| V                     | US27         | 2008/0274882 A1                         | 11/06/2008       | Krohn et al.                |  |  |
| •                     |              |   |                  |                             |  |  |

| FOREIGN PATENT DOCUMENTS |             |   |                                |  |                |  |
|--------------------------|-------------|---|--------------------------------|--|----------------|--|
| Examiner<br>Initials*    | Cite<br>No. | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document |                |  |
|                          |             | Country Code <sup>3</sup> Number <sup>6</sup> Kind Code <sup>5</sup> (if known) |                                |  | T <sup>6</sup> |  |
| /H.C./                   | FP8         | WO 97/40692 A1  | 11/06/1997                     | Novartis AG  |                |  |
| /H.C./                   | FP9         | WO 02/17720 A1  | 03/07/2002                     | Syngenta Participations AG                         |                |  |
|                          |             |   |                                |  |                |  |
|                          |             |   |                                |  |                |  |
|                          |             |   |                                |  |                |  |
|                          |             |   |                                |  |                |  |
|                          |             |   |                                |  |                |  |
|                          | l           |   |                                |  |                |  |
|                          |             |   |                                |  |                |  |

989836v1

Sheet

1 of

| Examiner<br>Signature /Mei Ping Chui/ | Date<br>Considered | 11/09/2009 |
|---------------------------------------|--------------------|------------|
|---------------------------------------|--------------------|------------|

EXAMINER: Initial if reference considered, whether or not datalon is in conformance with MEEP 699. Draw line through citation if not in conformance and not considered include copy of this from with need communication to applicant. Applicant's unique citation designation number optical yeal cells of cooking of USPTO Patent Documents at www.uspto.gov or MEEP 901 04. \*Enter Office has issued the document, by the two-lefter doce (NIPO Standard ST.3). \*For Japanese patent documents, the indication of the year of the reign of the Emperor number procede the section number of the producents. Vision of document by the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. \*Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CPR 1.07 and 1.08. The information is required to obtain or retain a benefit by the public which is to file (and by the LSPTO to process) an application. Confidentially is governed by \$5 U.S.C. 1.22 and 37 CPR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the includinal case. Any comments to the amount of time you require to complete its form and/or suggestions for reducing this burder, should be sent to reclinification officer, U.S. Patent and Trademark Office, P.O. Box 1450, Mexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Mexandria, VA 22313-1450.

Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no

| Substitute for form 1449/PTO   |   |    |           | Co                     | Complete if Known    |  |  |
|--|---|----|-----------|------------------------|----------------------|--|--|
| SECOND SUPPLEMENTAL<br>INFORMATION DISCLOSURE<br>STATEMENT BY APPLICANT<br>(Use as many sheets as necessary) |   |    | ITAL      | Application Number     | 10/582,134           |  |  |
|  |   |    |           | 371(c) Date            | June 8, 2006         |  |  |
|  |   |    |           | First Named Inventor   | ANDERSCH, Wolfram    |  |  |
|  |   |    |           | Art Unit               | 1616                 |  |  |
|  |   |    | ecessary) | Examiner Name          | Chui, Mei Ping       |  |  |
| Sheet  | 1 | of | 1         | Attorney Docket Number | 2400.0470000/RWE/L-Z |  |  |

| Paramia                         | T C'I | NON PATENT LITERATURE DOCUMENTS   | , |  |  |
|---------------------------------|-------|---|---|--|--|
| Examiner Cite<br>Initials* No.1 |       | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title the item (book, magazine, journal, scrial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published |   |  |  |
| /H.C./                          | NPL17 | Co-pending U.S. Application No. 10/581,348, inventors Funke, C., et al., November 20, 2004 (NOT PUBLISHED)  |   |  |  |
|                                 | NPL18 | Co-pending U.S. Application No. 11/629,873, inventors Hungenberg, H., et al., June 09, 2005 (NOT PUBLISHED)   |   |  |  |
|                                 | NPL19 | Co-pending U.S. Application No. 11/997,079, inventors Dr. Dhamen, P., et al., July 15, 2006 (NOT PUBLISHED)   |   |  |  |
|                                 | NPL20 | Co-pending U.S. Application No. 12/063,793, inventors Hungenberg, H., et al., August 3, 2006 (NOT PUBLISHED)  |   |  |  |
| $\downarrow$                    | NPL21 | Co-pending U.S. Application No. 11/910,659, inventors Wachendorff-Neumann U., et al., March 27, 2007 (NOT PUBLISHED)  |   |  |  |
|                                 |       |   |   |  |  |
|                                 |       |   |   |  |  |
|                                 |       |   |   |  |  |
|                                 |       |   |   |  |  |
|                                 |       |   | - |  |  |
|                                 |       |   | l |  |  |

|   | Examiner  |                 | Date       | 11/00/0000 |
|---|-----------|-----------------|------------|------------|
| ı | Signature | /Mei Ping Chui/ | Considered | 11/09/2009 |

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and

994131v1

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant as to piece a check mark here if English language Translation is attacted.

Applicant's unique citation designation number (optional). Applicant is to piece a check mark here if English language Translation is stated.

Applicant's unique citation designation number (optional). Applicant is to piece a check mark here if English language Translation is too to (and by the USFTO before 200) and application Conformativity is operated by 39 ULSC. 22 and 37 CORE 1.6.4 for the unique behavior in the complete conformative in the USFTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or orugosistions for reducing this burden, should be sent to the Christ Information Cificon, U.S. Patent and Tradement Office, V.O. Box 1490, Alexandria, V.A. 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO. Commissioner for Patents, P.O. Box 1490, Alexandria, V.A. 22313-1450.